

**CERTIFICATE OF ELECTRONIC FILING UNDER 37 CFR 1.8**

I hereby certify that this correspondence is being electronically filed with the U.S. Patent & Trademark Office on September 18, 2009.

/Karen Gibson/  
Karen Gibson

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: David Baran et al.

Application No.: 10/796,909

Confirmation No.: 1626

Filed: 10 March 2004

Title: SYSTEM AND METHOD FOR  
INDIVIDUALIZING TV PROGRAMMING  
CHOICES

Group Art Unit: 2427

Examiner: Mark P. Stanley

CUSTOMER NO.: 22470

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**STATEMENT OF SUBSTANCE OF INTERVIEW ON 15 SEPTEMBER 2009**

Examiner:

Applicants express their appreciation to Examiners Mark Stanley and Scott Beliveau for the courtesy of an interview on Tuesday, September 15 at about 2:00 PM Eastern time. Kunwar Singh was also in attendance on behalf of the Applicants.

**Interview Summary**

In preparation for the interview, Applicants sent an agenda via facsimile that included an annotated copy of claim 5 and a brief summary of Applicants objectives for the interview.

The interview began with the Applicants and the Examiners discussing figure 4b of the Applicants' specification and paragraph 299 of the Logan reference.

We discussed amending claim 5 to incorporate language to distinguish content providers from content distributors.

We discussed new wording for claim 5 that may overcome Logan. The potential claim wording is as follows:

**Claim 5** includes the limitations:

a shared personal **video recorder (PVR) network server at a distribution system head end**, said PVR network server for storing multiple TV programs with one or more TV programs containing TV metadata;

a specific program delivered to a specific TV display, with the specific program having stored metadata defining unwanted program segments;

a processor and logic coupled to the shared personal video recorder network server adapted to compare the TV metadata with the stored metadata and to remove undesired program segments from the specific program; and

further **logic adapted to cause reimbursement of a source content provider, the source content provider distinct from the operator of the distribution system head end, for financial loss from removal of the undesired program segments from the specific program**

No binding agreements were reached.

There seem to be a consensus interest in a follow-up telephone call, if necessary, to put the case condition for allowance. We look forward to speaking with the Examiner.

The undersigned can ordinarily be reached at his office at (650) 712-0340 from 8:30 a.m. to 5:30 p.m. PST, Monday through Friday, and can be reached at his cell phone at (415) 902-6112 most other times.

**CONCLUSION**

***Fee Authorization.*** Applicants believe that no fee is due with this filing. Nonetheless, the Commissioner is hereby authorized to charge underpayment of any additional fees or credit any overpayment associated with this communication to Deposit Account No. 50-0869 (GBTV 1001-1).

Respectfully submitted,

Dated: September 18, 2009

/Ernest J. Beffel, Jr./

Ernest J. Beffel, Jr.

Registration No. 43,489

Haynes Beffel & Wolfeld LLP  
P.O. Box 366  
Half Moon Bay, CA 94019  
Telephone: (650) 712-0340  
Facsimile: (650) 712-0263